

# **PROHIBITED ACTS ON DUTY**

Directive: **7.4**

## **A. Inaccurate Reports**

All officers are required to be accurate, truthful, and thorough in the completion of any Departmental report or record. Any member who fails to record accurate, specific written information will be guilty of making an inaccurate entry to a Departmental report or record. Violation of this regulation will result in disciplinary action as specified for a class C violation.

## **B. Interference with Police Radio Broadcasts**

No member shall interfere with a police radio broadcast without just cause, nor tamper with police radio equipment. Members will strictly observe Departmental policy for the proper use of radio equipment and abide by FCC regulations.

Violation of this regulation will result in disciplinary action as specified for a class "C" violation.

In addition to the specified penalty for this violation, officers may be required to reimburse the City for expenses to repair or replace the damaged equipment.

## **C. Participating in Games of Chance**

No member of the Department shall gamble or participate in games of chance while on duty (unless to further a police purpose or if it is condoned by law, i.e., State lotteries).

Violation of this regulation will result in disciplinary action as specified for a class E violation.

## **D. Operating Private Auto on Duty**

Members of the Department while on duty will not operate any vehicle not owned or leased by the City without the authorization of a higher competent authority. This section also prohibits any member from driving privately owned vehicles to or from any duty assignment without authorization.

Violation of this regulation will result in disciplinary action as specified for a class E violation.

## **E. Transporting Unauthorized Persons**

Members of the Department will not transport unauthorized persons without the permission of a higher competent authority.

Citizens will be transported in a Departmental vehicle only when necessary to accomplish a police purpose.

Violation of this regulation will result in disciplinary action as specified for a class E violation.

F. Political Activity

Political activity by members shall be restricted. No member will be permitted to campaign for or work on behalf of any political candidate while on duty. This restriction includes but is not limited to posing for campaign photographs and distributing campaign materials, etc.

Violation of this regulation will result in disciplinary action as specified for a class E violation.

G. Use of Tobacco Products

In accordance with Delaware State Law and City Ordinance Number 97-064 enacted by City Council, specifically amending Section 13-71(a) (2), smoking is not permitted in any City Government Building.

Smoking, as defined in Chapter 33, Section 13-66 is the lighting, burning, holding or carrying of, or emitting, inhaling, or exhaling the smoke of a pipe, cigar, or cigarette of any kind or any form of lighted object or device which contains tobacco.

It is unlawful to smoke in any enclosed area to which the public is invited to or permitted in, which is owned, occupied, or operated by the City of Wilmington or any agency thereof. This shall include, but not be limited to, all elevators, medical facilities, public meeting rooms, auditoriums, conference rooms, rooms containing photocopying, or other office equipment used in common by employees, as well as any other work areas that are shared by other employees.

**Smoking or the use of tobacco products including, but not limited to cigarettes, cigars, pipes and smokeless tobacco is not permitted in buildings of the City of Wilmington Government or any agency thereof. Smoking or the use of tobacco products including, but not limited to cigarettes, cigars, pipes and smokeless tobacco is not permitted in any Wilmington Department of Police vehicle.**

When in uniform, members of the Department will limit the use of all tobacco products. **Smoking is acceptable during meal breaks.** The use of chewing tobacco is strictly prohibited.

Violation of this regulation will result in disciplinary action as specified for a class F violation.

H. Eating Other Than at Prescribed Time or Place

Members of the Department may be provided time during their police duty for a meal break. Meal breaks are normally to be taken within the City limits, but are subject to modifications by the officer's commanding officer. Meals will be limited to 45 minutes and no two units will eat at the same location at the same time, unless exigent circumstances exist and authorization is received from the Watch Commander. Meal breaks are not guaranteed during a tour of duty because of the nature of police work.

Violation of this regulation will result in disciplinary action as specified for a class E violation.